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Due Date: March 9, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Clinton A. Staley et al.

Examiner: Allen C. Wong

Serial No.: 09/672,352

Group Art Unit: 2613

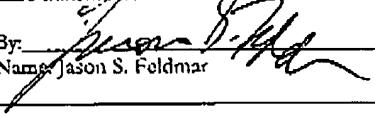
Filed: September 28, 2000

Docket: G&C 30566.274-US-01

Title: VARIABLE BIT-RATE ENCODING

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on March 9, 2006.

By: 
Name: Jason S. Feldmar

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 41.31, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1, 4-6, 8-19, 21, and 23-31 of the above-identified application, as set forth in the Office Action mailed March 3, 2006.

Please charge the amount of \$500.00 to Deposit Account No. 50-0494 to cover the required fee for filing this Notice of Appeal as set forth under 37 C.F.R. § 41.20(b).

03/10/2006 HLE333 00000069 500494 09672352
01 FC:1401 500.00 DA

Please charge any additional fees or credit any overpayment to Gates & Cooper LLP, Deposit
Account No. 50-0494.

Respectfully submitted,

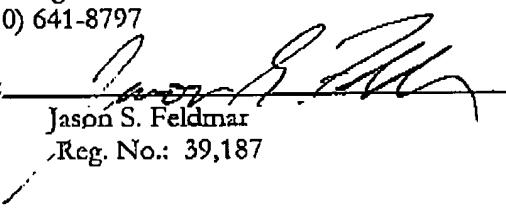
Clinton A. Staley et al.

By their attorneys,

GATES & COOPER LLP
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

Date: March 9, 2006

JSF/bjs

By: 
Jason S. Feldmar
Reg. No.: 39,187

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*Gates & Cooper*_{LLP}

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FAX TRANSMISSION TO USPTO

TO:	Commissioner for Patents	FROM:	Jason S. Feldmar
	Attn: Examiner Allen C. Wong	OUR REF.:	G&C 30566.274-US-01
	Patent Examining Corps	TELEPHONE:	(310) 642-4141
	Facsimile Center		
	Alexandria, VA 22313-1450		

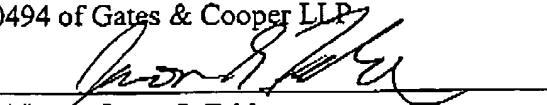
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TRANSMITTAL SHEETS AND NOTICE OF APPEAL.	
Title of Document Transmitted:	
Applicant:	Clinton A. Staley et al.
Serial No.:	09/672,352
Filed:	September 28, 2000
Group Art Unit:	2613
Title:	VARIABLE BIT-RATE ENCODING
Our Ref. No.:	G&C 30566.274-US-01

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Name: Jason S. Feldmar

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March 9, 2006

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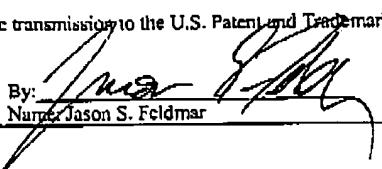
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Dear Sir:

We are transmitting herewith the attached:

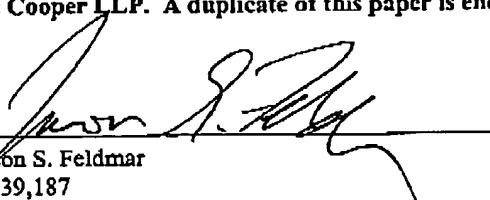
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- Notice of Appeal.
- Charge the Fee for the Notice of Appeal in the amount of \$500.00 to the Deposit Account.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

Customer Number 22462

GATES & COOPER LLP
 Howard Hughes Center
 6701 Center Drive West, Suite 1050
 Los Angeles, CA 90045
 (310) 641-8797


 By: _____
 Name: Jason S. Feldmar
 Reg. No.: 39,187
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